## MERCHANT & GOULD P.C.

## **United States Patent Application**

## COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor I hereby declare that my residence, post office address and citizenship are as stated below next to my name; that

I verily believe I am the original, first and a joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled FILTERING A PERMISSION SET USING PERMISSION REQUESTS ASSOCIATED WITH A CODE ASSEMBLY, the specification of which is attached hereto, which I have reviewed and for which I solicit a United States patent.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, § 1.56 (attached hereto).

I hereby claim foreign priority benefits under Title 35, United States Code, § 119/365 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on the basis of which priority is claimed:

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	COUNTRY	APPLICATION NUMBER	DATE OF FILING (day, month, year)	DATE OF ISSUE (day, month, year)				
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hereby claim the benefit under Title 35, United States Code, § 120/365 of any United States and PCT international application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or POT international filing date of this application.

U.S. APPLICATION NUMBER	DATE OF FILING (day, month, year)	STATUS (patented, pending, abandoned)		

I hereby claim the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below:

U.S. PROVISIONAL APPLICATION NUMBER	DATE OF FILING (Day, Month, Year)

I hereby appoint the following attorney(s) and/or patent agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith:

Albrecht, John W. Reg. No. 40,481 Lacy, Paul E. Reg. No. 38,946 Anderson, Gregg I. Reg. No. 28,828 Larson, James A. Reg. No. 40,443 Ansems, Gregory M. Reg. No. 42,264 Liepa, Mara E. Reg. No. 40,066 Batzli, Brian H. Reg. No. 32,960 Lindquist, Timothy A. Reg. No. 40,066 Batzli, Brian H. Reg. No. 27,612 Lycke, Lawrence E. Reg. No. 38,540 McAuley, Steven A. Reg. No. 43,496 McAuley, Steven A. Reg. No. 43,496 McAuley, Steven A. Reg. No. 44,622 McDonald, Daniel W. Reg. No. 41,633 McIntyre, Jr., William F. Reg. No. 40,020 McIntyre, Jr., William F. Reg. No. 40,020 McIntyre, Jr., William F. Reg. No. 40,123 Bremer, Dennis C. Reg. No. 40,528 Mueller, Douglas P. Reg. No. 40,123 Byrne, Linda M. Reg. No. 32,404 Phillips, John B. Reg. No. 37,206 Carlson, Alan G. Reg. No. 25,959 Plunkett, Theodore Reg. No. 37,206 Chiapetta, James R. Reg. No. 39,634 Pytel, Melissa J. Reg. No. 41,512 Clifford, John A. Reg. No. 26,652 Reich, John C. Reg. No. 25,148 Cochran, William W. Reg. No. 26,565 Rej. No. 25,968 Reiland, Earl D. Reg. No. 39,828 Dalglish, Leslie E. Reg. No. 40,579 Schuman, Mark D. Reg. No. 31,197 Daulton, Julie R. Reg. No. 26,414 Schuman, Michael D. Reg. No. 31,197 Daulton, Julie R. Reg. No. 26,415 Schuman, Mark D. Reg. No. 31,197 DiPietro, Mark J. Reg. No. 26,187 Schuman, Mark D. Reg. No. 30,422 Reg. No. 39,667 Spellman, Sarder Reg. No. 42,157 Schuman, Mark D. Reg. No. 42,164 Schuman, Michael D. Reg. No. 42,165 Schuman, Mark D. Reg. No. 42,164 Schuman, Michael D. Reg. No. 42,165 Schuman, Mark D. Reg. No. 42,164 Schuman, Michael D. Reg. No. 4
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Cochran, William W.         Reg. No. 26,652         Reich, John C.         Reg. No. 37,703           Daignault, Ronald A.         Reg. No. 25,968         Reiland, Earl D.         Reg. No. 25,767           Daley, Dennis R.         Reg. No. 34,994         Schmaltz, David G.         Reg. No. 39,828           Dalglish, Leslie E.         Reg. No. 40,579         Schuman, Mark D.         Reg. No. 31,197           Daulton, Julie R.         Reg. No. 36,414         Schumann, Michael D.         Reg. No. 30,422           Devries Smith, Katherine M.         Reg. No. 42,157         Scull, Timothy B.         Reg. No. 42,137           DiPietro, Mark J.         Reg. No. 28,707         Sebald, Gregory A.         Reg. No. 33,280           Edell, Robert T.         Reg. No. 20,187         Skoog, Mark T.         Reg. No. 40,178           Epp Ryan, Sandra         Reg. No. 39,667         Spellman, Steven J.         Reg. No. 45,124           Glance, Robert J.         Reg. No. 40,620         Stoll-DeBell, Kirstin L.         Reg. No. 43,164           Goggin, Matthew J.         Reg. No. 44,125         Storer, Shelley D.         Reg. No. P45,135           Golla, Charles E.         Reg. No. 26,896         Sumner, John P.         Reg. No. 29,114           Gorman, Alan G.         Reg. No. 18,223         Swenson, Erik G.         Reg. No. 32,314
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Kadievitch, Natalie D. Reg. No. 34,196 Welter, Paul A. Reg. No. 20,890
Karjeker, Shaukat Reg. No. 34,049 Whipps, Brian Reg. No. 43,261
Kastelic, Joseph M. Reg. No. 37,160 Wickhem, J. Scot Reg. No. 41,376
Kettelberger, Denise Reg. No. 33,924 Williams, Douglas J. Reg. No. 27,054
Keys, Jeramie J. Reg. No. 42,724 Witt, Jonelle Reg. No. 41,980
Knearl, Homer L. Reg. No. 21,197 Wu, Tong Reg. No. 43,361
Kowalchyk, Alan W. Reg. No. 31,535 Xu, Min S. Reg. No. 39,536
Kowalchyk, Katherine M. Reg. No. 36,848 Zeuli, Anthony R. Reg. No. P45,255

In addition, I also hereby appoint the following attorneys to prosecute this application and to transact all business in the U.S. Patent and Trademark Office in connection therewith:

Kate E. Sako, Reg, No. 32,628 Daniel D. Crouse, Reg. No. 32,022

I hereby authorize them to act and rely on instructions from and communicate directly with the person/assignee/attorney/firm/ organization who/which first sends/sent this case to them and by whom/which I hereby declare that I have consented after full disclosure to be represented unless/until I instruct Merchant & Gould P.C. to the contrary.

Please direct all correspondence in this case to Merchant & Gould P.C. at the address indicated below:

Homer L. Knearl Merchant & Gould P.C. P.O. Box 2903 Minneapolis, MN 55402-0903 303.357.1633

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name		Family Name First Given Name			Second Given Name	
	Of Inventor	LaMacchia	Brian		Α.	
0	Residence	Residence City State or Foreign Co		y	Country of Citizenship	
	& Citizenship Seattle		Washington		United States of America  State & Zip Code/Country  Washington 98102/USA	
1	Post Office Post Office Address Address 524 12th Avenue East, # 201		City Seattle			
Signature of Inventor 201:		Date:				
	Full Name	Family Name	First Given Name	I	Second Given Name	
2	Of Inventor Kohnfelder		Loren		M.	
2 0 2	Residence	City	State or Foreign Countr	y	Country of Citizenship	
	& Citizenship	Bellevue	Washington .	Washington		
2	Post Office	Post Office Address	City		State & Zip Code/Country	
	Address 14121 NE 2 <sup>nd</sup> Street Bellevue			Washington 98007-6937/USA		
Signature of Inventor 202:			Date:			
	Full Name	Family Name	First Given Name		Second Given Name	
2	Of Inventor Fee Gregory			Darrell		
0	Residence	City	State or Foreign Countr	State or Foreign Country		
	& Citizenship	Kirkland	Washington		United States of America	
3	Post Office	Post Office Address	City		State & Zip Code/Country	
-	Address	12036 100th Avenue NE, Apt. # E303	Kirkland		Washington 98034/USA	
Signature of Inventor 203:			Date:			
	Full Name	Full Name Family Name First Given Name			Second Given Name	
2	Of Inventor	Toutonghi	Michael	Michael		
0	Residence	City	State or Foreign Country		Country of Citizenship	
& Citizenship Sea		Seattle Washington			United States of America	
4	Post Office	Post Office Address	City	City		
	Address	7752 19th Avenue SE	Seattle		Washington 98115/USA	
Signature of Inventor 204:						

## § 1.56 Duty to disclose information material to patentability.

(a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to

be material to patentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is canceled or withdrawn from consideration, or the application becomes abandoned. Information material to the patentability of a claim that is canceled or withdrawn from consideration need not be submitted if the information is not material to the patentability of any claim remaining under consideration in the application. There is no duty to submit information which is not material to the patentability of any existing claim. The duty to disclose all information known to be material to patentability is deemed to be satisfied if all information known to be material to patentability of any claim issued in a patent was cited by the Office or submitted to the Office in the manner prescribed by §§ 1.97(b)-(d) and 1.98. However, no patent will be granted on an application in connection with which fraud on the Office was practiced or attempted or the duty of disclosure was violated through bad faith or intentional misconduct. The Office encourages applicants to carefully examine:

- (1) prior art cited in search reports of a foreign patent office in a counterpart application, and
- (2) the closest information over which individuals associated with the filing or prosecution of a patent application believe any pending claim patentably defines, to make sure that any material information contained therein is disclosed to the Office.
- Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and
  - (1) It establishes, by itself or in combination with other information, a prima facie case of unpatentability of a claim;

(2) It refutes, or is inconsistent with, a position the applicant takes in:

(i) Opposing an argument of unpatentability relied on by the Office, or

(ii) Asserting an argument of patentability.

Aprima facie case of unpatentability is established when the information compels a conclusion that a claim is unpatentable under the preponderance of evidence, burden-of-proof standard, giving each term in the claim its broadest reasonable construction consistent with the specification, and before any consideration is given to evidence which may be submitted in an attempt to establish a contrary conclusion of patentability.

- (c) Individuals associated with the filing or prosecution of a patent application within the meaning of this section are:
  - (1) Each inventor named in the application:

or

- (2) Each attorney or agent who prepares or prosecutes the application; and
- (3) Every other person who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application.
- Individuals other than the attorney, agent or inventor may comply with this section by disclosing information to the attorney, agent, or inventor.